

## Message Text

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ORIGIN L-03

INFO OCT-01 ISO-00 JUSE-00 EUR-12 /016 R

DRAFTED BY L:MDSANDLER

APPROVED BY L:MBFELDMAN

L/M - MR. MALMBO G

JUSTICE - MR. RISTAU

EUR/WE - MR. MOEN

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R 051537Z FEB 76

FM SECSTATE WASHDC

TO AMEMBASSY ROME

INFO AMCONSUL MUNICH

UNCLAS STATE 028257

ROME - FOR AMBASSADOR; MUNICH - FOR AMCONSUL SHARIG

E.O. 11652: N/A

TAGS: ACOM, US, IT

SUBJECT: DEFAULT AGAINST U.S. IN BIANCINI LITIGATION

1. THIS CONCERNS STEPS TAKEN BY THE EMBASSY, UNDER 2 FAM 284, TO NOTIFY THE DEPARTMENT PROMPTLY OF LITIGATION AGAINST THE UNITED STATES BROUGHT BY FORMER EMBASSY EMPLOYEE, MARIA LUISA BIANCINI.

2. IT IS IMPERATIVE, TO PROTECT INTERESTS OF U.S. GOVERNMENT, THAT THE DEPARTMENT BE IMMEDIATELY INFORMED (A) OF ANY LITIGATION ABROAD INVOLVING THE U.S. GOVERNMENT, AND (B) OF ANY DEVELOPMENTS IN SUCH LITIGATION.

3. CABLES CONCERNING LITIGATION SHOULD BE MARKED PRIORITY, ATTENTION LEGAL ADVISER, INFO JUSTICE DEPARTMENT, CIVIL DIVISION, FOREIGN LITIGATION.

4. WE UNDERSTAND THAT IN THE BIANCINI CASE, THE ITALIAN  
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FOREIGN OFFICE SENT A DIPLOMATIC NOTE WITH A COPY OF BIANCINI'S COMPLAINT ON APPROXIMATELY MARCH 22, 1974.

DEPARTMENT'S OFFICE OF THE LEGAL ADVISER WAS NOT INFORMED OF THIS, NOR DID IT RECEIVE COPIES OF THESE PAPERS.

5. IN AUGUST 1974, A DEFAULT JUDGMENT WAS ENTERED IN THE BIANCINI CASE AGAINST THE UNITED STATES. NOTICE WAS APPARENTLY SERVED ON EDUARDO MAZZONI, SECRETARY TO THE AMBASSADOR ON OR ABOUT SEPTEMBER 16, 1974. OFFICE OF THE LEGAL ADVISER WAS NOT INFORMED OF THIS EITHER.

6. WE UNDERSTAND BIANCINI WAS AN EMBASSY EMPLOYEE FROM OCTOBER 14, 1965, TO JULY 31, 1973.

7. PLEASE CABLE BOTH TO OFFICE OF THE LEGAL ADVISER AND TO DEPARTMENT OF JUSTICE, CIVIL DIVISION, FOREIGN LITIGATION, COMPLETE DETAILS CONCERNING BIANCINI LITIGATION.

8. WE LEARNED OF BIANCINI MATTER THROUGH GOI EMBASSY HERE IN WASHINGTON. APPARENTLY GOI IS STUDYING, ON BEHALF OF BIANCINI, WHETHER IT CAN ATTACH AMEMBASSY ROME PROPERTY TO SATISFY DEFAULT JUDGMENT IN THIS CASE. WE NEED COMPLETE DETAILS TO PROTECT U.S. GOVERNMENT PROPERTY FROM ATTACHMENT. KISSINGER

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## Message Attributes

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